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14 Attorneys for Plaintiff
CISCO SYSTEMS, INC.

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA

18 CISCO SYSTEMS, INC.,

19 Plaintiff,

20 v.

21 TELECONFERENCE SYSTEMS, LLC and
MARGALLA COMMUNICATIONS, INC.,

22 Defendants.
23
24

Case No. C 09-01550 JSW (JCS)

STIPULATED REQUEST AND
[~~PROPOSED~~] ORDER REGARDING
SETTLEMENT CONFERENCE

Hon. Joseph C. Spero

1 WHEREFORE, the Court's November 30, 2009 Order entering the parties' stipulation
2 scheduled the Settlement Conference in this case for February 16, 2010 (D.I. 85);

3 WHEREFORE, the Court requested that the Settlement Conference be reset for another
4 date due to scheduling considerations and entered a January 22, 2010 Order (D.I. 90)
5 rescheduling the Settlement Conference for March 23, 2010, with Settlement Conference
6 Statements to be submitted by March 16, 2010;

7 WHEREFORE, a related case involving the same patent, Cisco and TS, and eight other
8 parties was transferred to this district from the District of Delaware; and, based on TS's intent to
9 consolidate the transferred case with this case and to add five additional parties, on February 4,
10 2010, TS filed its Third Party Complaint (D.I. 92), naming thirteen defendants;

11 WHEREFORE, on February 4, 2010, TS also filed its Answer to Complaint For
12 Declaratory Judgment And Counterclaim ("TS's Counterclaim") (D.I. 93);

13 WHEREFORE, the Court's December 10, 2009 Order (D.I. 89) entering the parties'
14 subsequent stipulation directed that the Case Management Conference in this case be rescheduled
15 and that the parties will propose a new date for the Case Management Conference once the parties
16 have discussed the configuration of the case and counsel for all parties have appeared and
17 responded to pleadings;

18 WHEREFORE, Cisco Systems, Inc. and TS stipulated on March 1, 2010 (D.I. 109) that
19 Cisco's response to TS's Counterclaim shall be due 21 days after service of TS's Third Party
20 Complaint and summons on the last-served defendant named in TS's Third Party Complaint; and

21 WHEREFORE parties believe that it may be most convenient and productive for the
22 Court and for the parties to extend the deadline for the settlement process until after the pleadings
23 have been answered, a Case Management Conference has been conducted, and the parties have
24 exchanged infringement and invalidity contentions under the Patent Local Rules.

25 NOW THEREFORE IT IS HEREBY STIPULATED BETWEEN THE PARTIES that,
26 subject to the Court's approval, the Settlement Conference shall be taken off calendar and the
27 parties will contact Chambers to propose dates amenable to the Court for the Settlement
28 Conference and submission of Settlement Conference Statements in this case after the Case

STIPULATED REQUEST AND ~~PROPOSED~~
ORDER REGARDING SETTLEMENT
CONFERENCE

1 Management Conference is scheduled.

2
3 Dated: March 8, 2010

THE SIMON LAW FIRM, P.C.

4 By: /s/ Anthony G. Simon
5 ANTHONY G. SIMON
6 asimon@simonlawpc.com

7 Attorneys for Defendants

8 Dated: March 8, 2010

WEIL, GOTSHAL & MANGES LLP

9 By: /s/ Sonal N. Mehta
10 sonal.mehta@weil.com

11 Attorneys for Plaintiff Cisco
12 Systems, Inc.

13 **FILER'S ATTESTATION**

14 I, Sonal N. Mehta, am the ECF User whose ID and password are being used to file this
15 Joint Stipulation. In compliance with General Order 45, paragraph X.B., I hereby attest that
16 Anthony Simon has concurred in this filing.

17
18 Dated: March 8, 2010

WEIL, GOTSHAL & MANGES LLP

19 By: /s/ Sonal N. Mehta
20 sonal.mehta@weil.com

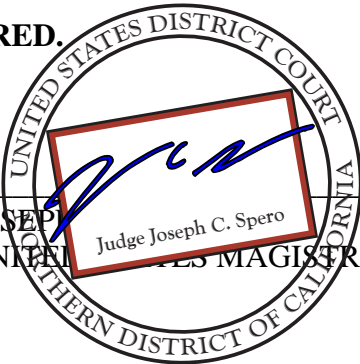
21 Attorneys for Plaintiff Cisco
22 Systems, Inc.

PROPOSED ORDER

Pursuant to the Stipulation above, the Settlement Conference shall be taken off calendar and the parties will contact Chambers to propose dates amenable to the Court for the Settlement Conference and submission of Settlement Conference Statements in this case after the Case Management Conference is scheduled.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 03/09/10 _____

The seal of the United States District Court for the Southern District of California is a circular emblem. It features a central rectangular box containing a blue ink signature. Below the signature, the text "Judge Joseph C. Spero" is printed. The words "UNITED STATES DISTRICT COURT" are arched across the top of the circle, and "SOUTHERN DISTRICT OF CALIFORNIA" are arched across the bottom. The signature and the judge's name are partially overlaid by the text "JOSEPH C. SPERO" and "UNITED STATES MAGISTRATE JUDGE" which appear to be part of a stamp or another layer of the seal.

JOSEPH C. SPERO
UNITED STATES MAGISTRATE JUDGE